

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ELLENSBURG SCHOOL DISTRICT,

Appellant,

v.

ROB AND GAYLENE FRASER,

Respondents.

NO. CV-10-3007-EFS

**ORDER DISMISSING MATTER FOR
FAILURE TO PROSECUTE**

On February 26, 2010, Appellant Ellensburg School District filed a Notice of Appeal from an administrative action. ECF No. [1](#). On May 3, 2011, the Court ordered Appellant to show cause why this matter should not be dismissed for failure to prosecute. ECF No. [4](#). On May 16, 2011, mail sent to Appellant's counsel Brenda Joyce Little was returned as undeliverable. ECF No. [5](#). Since that date, nothing has been filed. A plaintiff in a civil action has an affirmative duty to prosecute its case. Fed. R. Civ. P. 41(b). Failure to prosecute is grounds for dismissal. *Id.*

Because Appellant failed to prosecute this matter and keep the Court apprised of its current address, **IT IS HEREBY ORDERED:**

1. This matter is **DISMISSED without prejudice.**

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2. All pending motions are **DENIED** as moot and all hearings are **STRICKEN**.

IT IS SO ORDERED. The District Court Executive is directed to enter this Order and provide copies to counsel and to Appellant at the following address:

Business Office
Ellensburg School District
1300 East Third Avenue
Ellensburg, WA 98926

DATED this 18th day of June 2012.

s/Edward F. Shea

EDWARD F. SHEA
Senior United States District Judge